

378
BILL NO. G-89-0124

GENERAL ORDINANCE NO. G-02-89

AN ORDINANCE amending the Thoroughfare
Plan of the City Comprehensive ("Master")
Plan by vacating a dedicated utility easement.

WHEREAS, a petition to vacate a dedicated utility
easement within the City of Fort Wayne (as more specifically
described below) was duly filed with the City Planning
Commission; and

WHEREAS, said Commission duly held a public hearing
thereon; and

WHEREAS, said Commission has duly forwarded its
recommendation to this body approving said petition, all in
accordance with I.C. 36-7-4-512(2) and this body having held
a public hearing on said vacation as provided in I.C. 36-7-
4-12; and

WHEREAS, this body concurs in the recommendation of the
City Planning Commission.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate a
dedicated utility easement within the City of Fort Wayne,
more specifically described as follows, to-wit:

North seven (7) feet of Lot 5 and the South seven
(7) feet of Lot 3 of Edgewood Industrial Park,
Block "B", a subdivision in the Southeast One-
Quarter of Section 17, Township 31 North, Range 12
East, Allen County, Indiana, according to the Plat
recorded in Plat Book 34, page 47-48, in the
records of the Recorder of Allen County, Indiana.

and which vacating amends the Thoroughfare Plan of the City
Comprehensive ("Master") Plan and is hereby approved in all
respects.

SECTION 2. That this Ordinance shall be in full force
and effect from and after its passage, any and all necessary

3/18
1 approval by the Mayor.

Janet G. Bradbury
COUNCILMEMBER

2 APPROVED AS TO FORM AND LEGALITY:

3 J. Timothy McCaulay
4 J. TIMOTHY MCCAULAY, CITY ATTORNEY

5 ** Public hearing to be held on _____,
6 the _____ day of _____, 1989,
7 in the Council Chambers.

8
9
10 Sandra E. Kennedy, City Clerk

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FOX RIVER BOND
25% COTTON

Read the first time in full and on motion by Blind, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, 19____, the _____ day of _____, at _____ o'clock _____ M., E.S.T.

DATED: 1-24-89

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Bradbury, seconded by Stier, and duly adopted, placed on its passage. PASSED Inst by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>9</u>			
<u>BRADBURY</u>	<u>✓</u>			
<u>BURNS</u>	<u>✓</u>			
<u>GIAQUINTA</u>	<u>✓</u>			
<u>HENRY</u>	<u>✓</u>			
<u>LONG</u>	<u>✓</u>			
<u>REDD</u>	<u>✓</u>			
<u>SCHMIDT</u>	<u>✓</u>			
<u>STIER</u>	<u>✓</u>			
<u>TALARICO</u>	<u>✓</u>			

DATED: 2-28-89

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) _____ (APPROPRIATION) _____ (GENERAL) _____

(SPECIAL) _____ (ZONING MAP) _____ ORDINANCE RESOLUTION NO. 9-02-89
on the 28th day of February, 1989.

Sandra E. Kennedy ATTEST
SANDRA E. KENNEDY, CITY CLERK

SEAL Charles S. Reed
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 1st day of March, 1989, at the hour of 1:30 o'clock P. M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 7th day of March, 1989, at the hour of 9:30 o'clock P. M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

RECEIPT

CK # 3741

No 2849

COMMUNITY DEVELOPMENT & PLANNING

FT. WAYNE, IND., Dec 22 1988

RECEIVED FROM

JAMES E. / Elaine K. Loefer

\$ 100.00

THE SUM OF

One hundred and no/100's

100

DOLLARS

ON ACCOUNT OF

VACATION REIMBURSEMENT - EASMENT

Edgewood Trail PK lots 3 & 5

W.S. [Signature]

AUTHORIZED SIGNATURE

Philip H. [Signature]
1-23-89

Date Filed: December 22, 1988

Vacation Petition

I/We, James E. Loser and Wise Business Forms, Inc.

(Applicant's Name or Names)

PETITION TO VACATE Possible utility easement over Lots 3 and 5 of
Edgewood Industrial Park, Block "B"
(Street, Alley, Utility Easement, Plat,

Other)

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The undersigned petitioner(s), do (does) hereby respectfully
petition the Fort Wayne City Plan Commission to vacate the
following possible utility easement with the City of Fort
Wayne, Indiana, and hereby described as follows:

North seven (7) feet of Lot 5 and the South seven (7) feet of Lot 3
of Edgewood Industrial Park, Block "B," a subdivision in the Southeast
One-quarter of Section 17, Township 31 North, Range 12 East, Allen
County, Indiana, according to the Plat recorded in Plat Book 34,
page 47-48, in the records of the Recorder of Allen County, Indiana.

(Legal Description of property being vacated) If additional
space is needed use reverse side.)

In support thereof, your petitioner(s) would represent as
follows:

(List reasons for requesting vacation.)

(SEE ATTACHED)

(If additional space is needed use reverse side.)

Your petitioner(s) file this petition pursuant to the authority
granted in Indiana Code, Section 36-7-4-512 in order to complete
the vacation as above described.

WHEREFORE, your petitioner(s) pray that the above described
possible utility easement be vacated according to the provisions
of the Indiana Law pertaining thereto.

DATED THIS 22 DAY OF December 19 88

James E. Loser
Adjacent Property Owner
Typed Name

15422 Timber Hollow,
Address Fort Wayne, IN 46825

X James E. Loser
Signature James E. Loser

Wise Business Forms, Inc.
Adjacent Property Owner
Typed Name

4301 Merchant Road, Fort Wayne, IN 46818
Address

X Jeffrey L. Pottzman
Signature

Legal Description of Property:

The North seven (7) feet of Lot No. 5 and the South seven (7) feet of Lot No. 3 of Edgewood Industrial Park, Block "B," a subdivision in the Southeast One-quarter of Section 17, Township 31 North, Range 12 East, Allen County, Indiana, according to the Plat recorded in Plat Book 34, pages 47-48, in the records of the Recorder of Allen County, Indiana.

Additional Reasons for Vacation Request:

(SEE ATTACHED)

Owners of Adjacent Property:

James E. Loser

15422 Timber Hollow
Fort Wayne, IN 46825

Wise Business Forms, Inc.

4301 Merchant Road
Fort Wayne, IN 46818

[illegible]

James E. Low

X By: WISE BUSINESS FORMS, Inc.

Signature Jeffrey L. Pittzman

NOTICE:

FILING OF THIS APPLICATION GRANTS THE CITY OF FORT WAYNE
PERMISSION TO POST "OFFICIAL NOTICE" ON THE PETITIONED PROPERTY.

FAILURE TO POST, OR TO MAINTAIN POSTING CAN PREVENT THE PUBLIC HEARING FROM BEING HELD.

This form is to be filed in duplicate.

AGENT:

William P. Fagan, Esq.

Typed Name

505 Lincoln Bank Tower, Fort Wayne, IN 46802
Address / City / State / Zip Code

219-423-9471

Phone Number

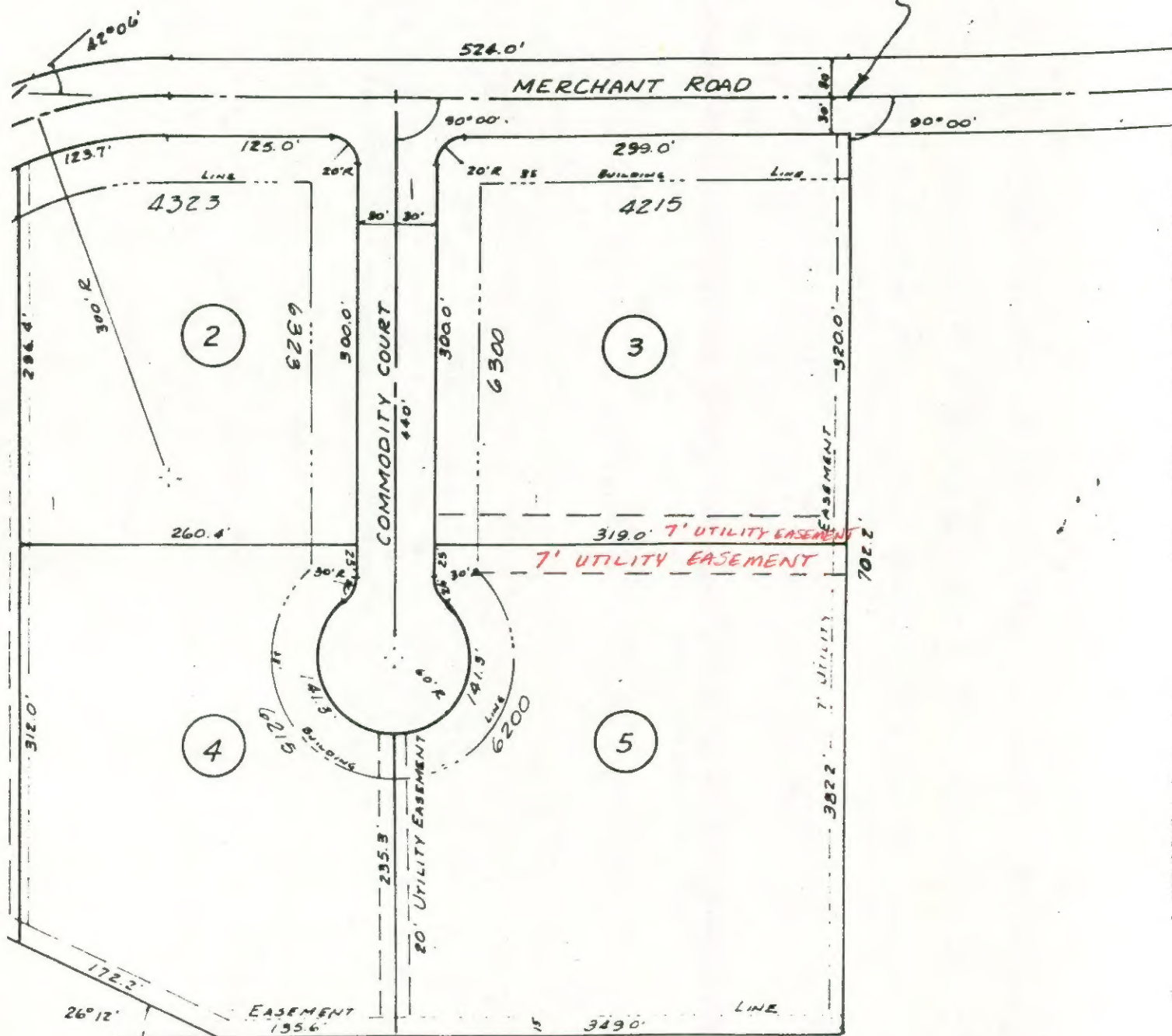
ADDENDUM TO PETITION
OF JAMES E. LOSER AND
WISE BUSINESS FORMS, INC., TO
VACATE POSSIBLE UTILITY EASEMENT

REASONS FOR REQUESTING VACATION:

1. Petitioners own all of the real estate adjacent to the possible easement.
2. The maintenance of said possible easement is not necessary or advantageous to the growth of the city of Fort Wayne and it would be in the best interests of the city and its citizens for the utility easement, if it exists, to be vacated.
3. Petitioner, Wise Business Forms, Inc., and James E. Loser have entered into an agreement pursuant to the terms of which Wise Business Forms, Inc., will purchase, and James E. Loser will sell, the North 213.35 feet of Lot 5 of the Edgewood Industrial Park, Block "B," so that Wise Business Forms, Inc., can expand the building which it owns and in which it conducts its business on Lot 3 of that Subdivision. Such expansion will be over the subject easement.
4. The existence of the subject utility easement is in question because it is not reflected on the Plat of Edgewood Industrial Park, Block "B." There are no restrictions applicable to Block "B." However, the Restrictions applicable to Block "A" contain vague language relative to the creation of a utility easement whenever "any lots, tracts, or parcels" are "sold off."
5. Other than a power line pole in the East 50 feet of the subject easement, neither Petitioner believes that any utility has any facilities in it. Petitioners have no objection to the vacation of the subject easement being conditioned upon they making some accommodation for that pole.
6. Vacation of the subject easement, if one exists, will not, in any way, inconvenience the owners of any other property and will enable Petitioner, Wise Business Forms, Inc., to expand its building which will provide employment to additional residents of Allen County, Indiana, and add value to the city's tax rolls.

ALLING 7 RECORDER
re-record
1972 J. 12 07

POINT OF BEG



1046
FVHTRTT "A"

11/11/11

WHEREAS, JAMES E. LOSER AND WISE BUSINESS FORMS, INC., has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following utility easement situated in Fort Wayne, Allen County, to-wit:

North seven (7) feet of Lot 5 and the South seven (7) feet of Lot 3 of Edgewood Industrial Park, Block "B", a subdivision in the Southeast One-Quarter of Section 17, Township 31 North, Range 12 East, Allen County, Indiana, according to the Plat recorded in Plat Book 34, page 47-48, in the records of the Recorder of Allen County, Indiana.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Pubilc Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said utility easement hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said utility easement hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of public alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA) SS:
)
COUNTY OF ALLEN)

I, Angela S. Derheimer, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held February 8, 1989 and as same appears of record in the official records of the Board of Public Works.

DATED THIS 8th DAY OF February 1989
FORT WAYNE BOARD OF PUBLIC WORKS

Angela S. Derheimer
Angela S. Derheimer
Director of Public Works


C. David Silletto
Director of Administration & Finance

RESOLUTION

WHEREAS, JAMES E. LOSER AND WISE BUSINESS FORMS, INC., has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following utility easement in Fort Wayne, Allen County, to-wit:

North seven (7) feet of Lot 5 and the South seven (7) feet of Lot 3 of Edgewood Industrial Park, Block "B", a subdivision in the Southeast One-Quarter of Section 17, Township 31 North, Range 12 East, Allen County, Indiana, according to the Plat recorded in Plat Book 34, page 47-48, in the records of the Recorder of Allen County, Indiana.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 36-7-4-12.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on January 23, 1989 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said utility easement.

WHEREAS, vacation of said utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said utility easement hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said utility easement hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said utility easement or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said utility easement in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Robert Hutner, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held 30 January 1989, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 9 DAY OF February 1989

FORT WAYNE CITY PLAN COMMISSION



Robert Hutner
Secretary

ORIGINAL

DIGEST SHEET

ORIGINAL

TITLE OF ORDINANCE Utility Easement Vacation

DEPARTMENT REQUESTING ORDINANCE Land Use Management - CED

SYNOPSIS OF ORDINANCE The North 7 ft of Lot #5 and the South 7 ft of Lot #3
in Edgewood Industrial Pk, Block "B"

M-89-01-24

EFFECT OF PASSAGE Property is currently a dedicated utility easement.
Property would be vacated and revert to the ownership of
the adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain a dedicated utility easement.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE (J.N.) _____

FACT SHEET

G-89-01-24

BILL NUMBER

**Division of Community
Development & Planning****BRIEF TITLE**

Utility Easement Vacation

APPROVAL DEADLINE**REASON****DETAILS****Specific Location and/or Address**

North 7' of Lot 5 & South 7' of Lot 3
in Edgewood Industrial Park, Section "B".

Reason for Project

Future expansion of business.

Discussion (Including relationship to other Council actions)23 January 1989 - Public Hearing

William Fagan, attorney, appeared before the Commission for the petitioners James E Loser & Wise Business Forms Inc. Mr. Fagan stated that the easement in question may not exist, it is not reflected on the plat. He stated that there is vague language in the restrictions that under one interpretation could create an easement. He stated that to the best of their knowledge there are no utilities in the easement with the exception of an I&M pole and that can be moved. He stated that I&M has no problem with the relocating of the pole, and has stated that in a letter to the Commission staff. He stated that they are requesting the vacation so that Mr. Loser can sell the north half of Lot 5 to Wise Business Forms, Inc., who intends to expand their building.

Larry Shine, attorney, representing Wise Business Forms, Inc., stated that this is a family owned business based in Butler Pennsylvania, which has been in

POSITIONS**RECOMMENDATIONS****Sponsor**

City Plan Commission

Area Affected

City Wide

Other Areas

**Applicants/
Proponents**

Applicant(s)
James E. Loser
Wise Business Forms Inc
City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

**Staff
Recommendation**☒ For ☐ Against

Reason Against

**Board or
Commission
Recommendation**

By

☐ For ☐ Against
☐ No Action Taken☒ For with revisions to conditions
(See Details column for conditions)**CITY COUNCIL
ACTIONS
(For Council
use only)**☐ Pass ☐ Other
☐ Pass (as amended) ☐ Hold
☐ Council Sub. ☐ Do not pass

DETAILS

Fort Wayne for 8 years. It has a 38,000 sf ft plant presently in Edgewood Industrial Park and the intention is to vacate the easement and add an additional 19,000 sq ft.

There was no one else present who wished to speak in favor of or in opposition to the proposed vacation.

30 January 1989 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation, subject to providing utility easements or relocations as needed.

Of the nine (9) members present eight (8) voted in favor of the motion one (1) did not vote.

Motion carried.

POLICY/ PROGRAM IMPACT

Policy or Program Change	<input type="checkbox"/> No	<input type="checkbox"/> Yes
Operational Impact Assessment		

(This space for further discussion)

Project Start

Date 22 December 1988

Projected Completion or Occupancy

Date 8 February 1989

Fact Sheet Prepared by
Patricia Biancaniello

Date 8 February 1989

Reviewed by

Date

Feb. 14, 1989

Reference or Case Number

BILL NO. G-89-01-24

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the
Thoroughfare Plan of the City Comprehensive ("Master") Plan
by vacating a dedicated utility easement

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

YES

NO

Janet G. Bradbury

JANET G. BRADBURY
CHAIRPERSON

David C. Long

DAVID C. LONG
VICE CHAIRMAN

Don J. Schmidt

JAMES S. STIER

Samuel J. Talarico

DONALD J. SCHMIDT

SAMUEL J. TALARICO

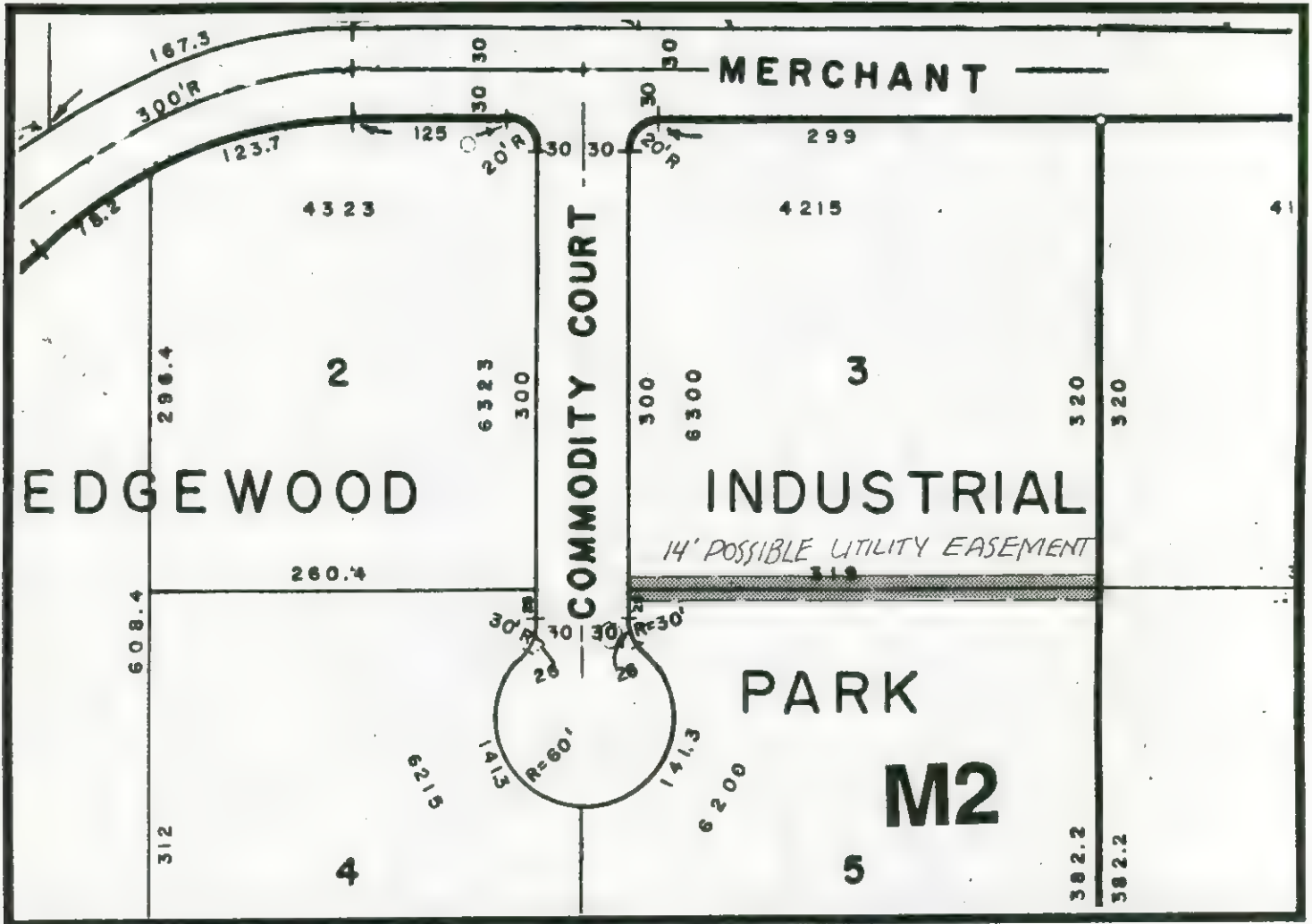
CONCURRED IN 2-28-89

Sandra E. Kennedy

Sandra E. Kennedy
City Clerk

VACATION PETITION

COUNCILMANIC DISTRICT NO. 3



LAND USE:

☐ **COMMERCIAL**

DATE: 1-5-89



Agent:

Wm Fagan
505 Lincoln Tower
46802

423-9471



THE CITY OF FORT WAYNE

February 16, 1989

William Fagan, Attorney
505 Lincoln Tower
Fort Wayne, IN 46802


NOTICE OF PUBLIC HEARING ON BILL NO. G-89-01-24

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, February 28, 1989, at 7:00 P.M. (EST) in Room 128, City-County Bldg. One Main Street, Fort Wayne, Indiana on the following:

North 7' of Lot 5 & 7' of Lot 3 in
Edgewood Industrial Park, Section "B"
Future expansion of business

All interested persons are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

Fort Wayne Common Council


Sandra E. Kennedy
City Clerk

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-89-01-24)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, February 28, 1989, at 7:00 P.M., in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

The North 7 ft of Lot #5 and the South 7 ft of Lot #3
in Edgewood Industrial Park, Block "B"

1. UTILITY EASEMENT

North seven (7) feet of Lot 5 and the South seven (7) feet of Lot 3 of Edgewood Industrial Park, Block "B", a subdivision in the Southeast One-Quarter of Section 17, Township 31 North, Range 12 East, Allen County, Indiana, according to the Plat recorded in Plat Book 34, page 47-48, in the records of the Recorder of Allen County, Indiana.

All interested parties are invited to appear and be heard.

Fort Wayne Common Council



Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

February 15, 1989

Ms. Cynthia Wilkins
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Wilkens:

Please give the attached full coverage on the date of
February 18, 1989, in both the News Sentinel and Journal
Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-89-01-24
Utility Easement

Please send us 4 copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

Fort Wayne Common Council

(Governmental Unit)

To:

The Journal-Gazette

Dr.

Allen

County, Indiana

P.O. Box 100

Fort Wayne, IN

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

3

Body -- number of lines

19

Tail -- number of lines

4

Total number of lines in notice

26

COMPUTATION OF CHARGES

26 lines, 1 columns wide equals 26 equivalent lines
at .330 cents per line

\$ 8.58

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

2.00

TOTAL AMOUNT OF CLAIM

\$ 10.58

DATA FOR COMPUTING COST

Width of single column 12.5 emsNumber of insertions 1Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Larry ThompsonDate: Feb. 18, 19 89Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Larry Thompson who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for One time, the dates of publication being as follows:

2/18/89Larry ThompsonSubscribed and sworn to before me this 18th day of Feb, 19 89Shelley LaRue

Notary Public

My commission expires: March 3, 1990NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-89-01-24)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, February 28, 1989, at 7:00 P.M., in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

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All interested parties are invited to appear and be heard.

Fort Wayne Common Council
Sandra E. Kennedy
City Clerk

Fort Wayne Common Council

To:

The News-Sentinel

Dr.

(Governmental Unit)

P.O. Box 100

Allen

County, Indiana

Fort Wayne, IN

PUBLISHER'S CLAIM

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PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Larry Thompson who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for One time 2/18/89, the dates of publication being as follows:

2/18/89Larry ThompsonSubscribed and sworn to before me this 18th day of Feb, 19 89.

Shelley LaRue

Notary Public

My commission expires: March 3, 1990NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-89-01-24)

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All interested parties are invited to appear and be heard.

Fort Wayne Common Council
Sandra E. Kennedy
City Clerk